



**MINUTES
of the
THREE-HUNDRED-FIFTY-SECOND MEETING
of the
LEGISLATIVE COUNCIL
October 11, 2013
Santa Fe**

The three-hundred-fifty-second meeting of the Legislative Council was called to order on Friday, October 11, 2013, at 10:50 a.m. in Room 307 of the State Capitol by Speaker W. Ken Martinez, co-chair.

Present

Rep. W. Ken Martinez, Co-Chair
Rep. Donald E. Bratton
Sen. Carlos R. Cisneros
Rep. Anna M. Crook
Sen. Stuart Ingle
Rep. Antonio "Moe" Maestas
Rep. Rick Miera
Sen. Clemente Sanchez
Sen. Michael S. Sanchez
Sen. William E. Sharer
Rep. Sheryl Williams Stapleton
Rep. Thomas C. Taylor

Special Advisory Members Present

Rep. Eliseo Lee Alcon
Rep. Thomas A. Anderson
Sen. Pete Campos
Rep. Mary Helen Garcia
Rep. Roberto "Bobby" J. Gonzales
Rep. Jason C. Harper
Rep. James Roger Madalena
Sen. Cisco McSorley
Sen. John Arthur Smith
Rep. Carl Trujillo

Staff

Raúl E. Burciaga, Director, Legislative Council Service (LCS)
John Yaeger, Assistant Director for Legislative Affairs, LCS
Amy Chavez-Romero, Assistant Director for Drafting Services, LCS
Jeret Fleetwood, Locator Coordinator, LCS

Absent

Sen. Mary Kay Papen, Co-Chair
Rep. Nate Gentry
Sen. Timothy M. Keller
Sen. William H. Payne

Special Advisory Members Absent

Rep. Stephanie Garcia Richard
Sen. Daniel A. Ivey-Soto
Sen. Mark Moores
Sen. George K. Munoz
Sen. Cliff R. Pirtle
Rep. Debbie A. Rodella
Sen. Benny Shendo, Jr.
Rep. Don L. Tripp

Approval of Minutes

On a motion made, seconded and passed, the minutes of the three-hundred-fifty-first meeting from August 5, 2013 were approved as submitted.

Senator John M. Sapien made a brief presentation to the council on behalf of Senator Papen, explaining that, as chair of the Legislative Education Study Committee (LESC), he had had a number of conversations about teacher preparation at the various colleges of education in New Mexico. Senator Sapien also noted that the University of New Mexico (UNM) is in the process of overhauling its School of Education, and the New Mexico business community had heard from some national experts on teacher preparation and colleges of education. He said that the legislature should be part of the conversation and suggested that the same experts brief the legislature.

In response to questions from members of the council, Senator Sapien said that the briefing should occur prior to the next legislative session, but that no specific initiatives were on the table. He also indicated that the national experts he and Senator Papen had in mind were Kati Haycock, president of the Education Trust, and Kate Walsh, president of the National Council on Teacher Quality. Members expressed concern regarding the feasibility, timing and cost of bringing all legislators in before session.

The council had a discussion about teacher preparedness, overall preparedness of high school and college graduates and education policy in general. Senator Sapien explained that the briefing would really only cover the issue of teacher preparation with an eye toward the overhaul of UNM's School of Education.

Representative Miera noted that it was the first he had heard of this idea and clarified that Senator Sapien's request was on behalf of Senator Papen and not the LESC.

The council discussed the best time to hold a briefing. Senator Michael S. Sanchez expressed concern that the expertise in New Mexico was not being considered and suggested coordination with the speaker of the house and the president pro tempore of the Senate.

On a motion made, seconded and approved, the council directed Senator Sapien to work with the speaker and president pro tempore on the details of a briefing for the legislature on colleges of education and teacher preparedness and report back to the council at its December meeting.

Pre-Session Preparation

On a motion made, seconded and passed, the house and senate chief clerks' offices were authorized to hire the necessary pre-session staff beginning October 15.

Interim Committee Business

Mr. Burciaga explained that the Legislative Health and Human Services Committee was requesting two additional meeting days in late November.

Representative Madalena said that there are many health issues confronting New Mexico and that the committee needs more time to conclude its business.

On a motion made, seconded and approved, the council approved two extra meeting days for the Legislative Health and Human Services Committee.

Mr. Burciaga said that the Indian Affairs Committee was requesting to move its December 2-3 meeting to December 9-10. He noted that the meeting would be on the same days as LESC and Legislative Finance Committee (LFC) meetings, but that there was little conflict in membership.

In response to a question from Senator Clemente Sanchez, staff explained that the committee had moved to change the meeting dates and that the Pueblo of Pojoaque had also indicated that the new dates did not present a problem.

On a motion made, seconded and approved, the December 2-3 meeting of the Indian Affairs Committee was moved to December 9-10.

Mr. Burciaga said that the Land Grant Committee was requesting one additional meeting day.

On a motion made, seconded and approved, the council approved one extra meeting day for the Land Grant Committee.

Mr. Burciaga said that members of the Transportation Infrastructure Revenue Subcommittee were requesting per diem and mileage reimbursement for attendance at the Western States Transportation Alliance's Issues Summit on November 4-5 in Albuquerque.

Representative Gonzales said the summit would be a good opportunity for members of the subcommittee to meet with representatives from other states and discuss their approaches to transportation infrastructure funding.

On a motion made, seconded and approved, the council authorized members of the Transportation Infrastructure Revenue Subcommittee to attend the Western States Transportation Alliance's Issues Summit.

Mr. Burciaga said that the Jobs Council was requesting an additional meeting date to either continue working or to meet with the State Transportation Commission to discuss overlap issues.

On a motion made, seconded and approved, an extra meeting day for the Jobs Council was approved.

Mr. Burciaga provided the council with a request on behalf of the co-chairs of the Courts, Corrections and Justice Committee (CCJ) to appoint a subcommittee to study data-driven information on New Mexico's criminal justice system and recommend legislation to reform the system. He said that the request was for a six- to eight-member subcommittee that would hold two or three meetings, beginning in 2013 and continuing in 2014. Mr. Burciaga also noted that each meeting would cost about \$2,225.

Representative Maestas said that the CCJ oversees prisons, district attorneys, courts and assorted other issues, which is why the co-chairs were requesting that a separate subcommittee be appointed to examine New Mexico's criminal justice system.

In response to a question from Representative Martinez, Representative Maestas indicated that the CCJ had discussed holding a subcommittee meeting for a half-day after the full committee meets, but decided that such an approach would not work.

In response to another question from Representative Martinez, Mr. Burciaga explained that while the request was also for the co-chairs to appoint the subcommittee members, the Legislative Council typically appoints members to subcommittees, particularly of council-created committees.

The council discussed the size, membership and scope of the proposed subcommittee.

In response to a question from Senator Clemente Sanchez, Mr. Burciaga explained that while the LFC has statutory authority to create and appoint subcommittees, there is no statute regarding subcommittees of council-created committees.

On a motion made, seconded and approved, the council approved the creation of the Criminal Justice Reform Subcommittee, to be composed of eight members to be named by the CCJ co-chairs in consultation with the speaker and president pro tempore, with equal representation from each party and including advisory members of the CCJ, for no more than three meetings through approximately mid-December 2013.

Requests for Use of Capitol Chambers

Mr. Burciaga said that Emerge New Mexico had requested use of the Senate chambers for its mock legislative session and training on October 18, 2013.

On a motion made, seconded and approved, the use of the Senate chambers for Emerge New Mexico's mock legislative session and training was approved with Representative Bratton voting NO.

Staff Reports

Caela Baker and Mark Edwards, new LCS drafters, were introduced to the council.

Mr. Burciaga explained that the new district courthouse listed the capitol parking facility first among potential places for the public to park, but that staff was working with courthouse staff to change the listing before the 2014 session. He also noted that staff is working with the chief clerks regarding staff who have assigned parking spaces in the parking facility but do not use them.

In response to a question from Representative Martinez, Mr. Burciaga explained that, during legislative sessions, the bottom floor of the parking facility has a number of assigned parking spaces for various legislative and Office of the Secretary of State's staff members.

Mr. Burciaga said that the next council meeting was scheduled for December 13, but that the LFC and the LESC also had meetings that day. He also noted that the council was scheduled to meet on January 20, the day before the 2014 session begins, but that the LESC is also scheduled to meet that day.

The council changed the date of the next meeting from December 13 to December 16 and scheduled the January 20 meeting for 1:00 p.m.

There being no further business, the council adjourned at 12:25 p.m.